

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

LAUSTEVEION JOHNSON,

Plaintiff,

v.

PHOENIX PROGRAM, *et al.*,

Defendants.

Case No. 3:22-CV-00044-RCJ-CLB

ORDER GRANTING MOTION TO STAY

[ECF No. 25]

Before the Court is Plaintiff Lausteveion Johnson's ("Johnson") motion to stay proceedings. (ECF No. 25). According to Johnson's motion to stay, he was granted parole and will be released from prison between April 23, 2023 and April 30, 2023, and will not have access to his legal materials for a period of time. (*Id.*) Thus, Johnson asks the Court to stay his case until May 20, 2023. (*Id.*)

It is well established that district courts have the inherent power to control their dockets and manage their affairs; this includes the power to strike or deny motions to streamline motion practice and promote judicial efficiency. *Ready Transp., Inc. v. AAR Mfg., Inc.*, 627 F.3d 402, 404–05 (9th Cir. 2010); *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936). Additionally, "the power to stay proceedings is incidental to the power inherent in every court to control the disposition of the causes on its docket with economy of time and effort for itself, for counsel, and for litigants." *Landis*, 299 U.S. at 254. When exercising that discretion, courts are guided by the goals of securing the just, speedy, and inexpensive resolution of actions. See FED. R. CIV. P. 1.

To that end, the Court considers several articulated factors when deciding whether to stay a case: "the competing interests which will be affected by the granting or refusal to grant a stay must be weighed" including the possible damage which may result from the granting of a stay, the hardship or inequity which a party may suffer in being required to go forward, and the orderly course of justice measured in terms of the simplifying or

1 complicating of issues, proof, and questions of law which could be expected to result from
2 a stay.” *CMAX, Inc. v. Hall*, 300 F.2d 265, 268 (9th Cir. 1962).

3 The Court has considered these factors and finds, in the exercise of its sound
4 discretion, that a brief stay of these proceedings until **June 15, 2023** is appropriate.

5 The Court additionally notes that pursuant to Nevada Local Rule of Practice IA 3-
6 1, a “pro se party must immediately file with the court written notification of any change of
7 mailing address ... Failure to comply with this rule may result in the dismissal of the
8 action, entry of default judgment, or other sanctions as deemed appropriate by the court.”
9 Nev. Loc. R. IA 3-1. Thus, Johnson must file his notice of change of address once he has
10 been released from custody.

11 For good cause appearing, **IT IS ORDERED** that Johnson’s motion to stay
12 proceedings, (ECF No. 25), is **GRANTED**.

13 **IT IS FURTHER ORDERED** that this action is **STAYED** until **June 15, 2023**, at
14 which point the stay shall be automatically lifted.

15 **IT IS FURTHER ORDERED** that Johnson shall file, as soon as practicable, his
16 updated address with the Court.

17 **IT IS SO ORDERED.**

18 **DATED:** April 12, 2023.



UNITED STATES MAGISTRATE JUDGE